

RULEMAKING NOTICE FORM

Notice Number	2016-46	Rule Number	He-W 606.11(d)
1. Agency Name & Address: Dept. of Health and Human Services Division of Family Assistance 129 Pleasant St., Brown Bldg. Concord, NH 03301		2. RSA Authority: RSA 167:3-c, I; RSA 167:83, II(c)	
		3. Federal Authority: _____	
		4. Type of Action: Adoption _____ Amendment X _____ Repeal _____ Readoption _____ Readoption w/amendment _____	

5. Short Title: **Financial Assistance to Needy Families Change in Verification Requirement When Residency is Questionable.**

6. (a) Summary of what the rule says and of any proposed amendments:

The Department of Health and Human Services (Department) is proposing to amend He-W 606.11(d) to change the verification requirement for Financial Assistance to Needy Families (FANF) cash assistance recipients whose residency is questionable. Currently, a redetermination interview is required to be scheduled for FANF recipients to present verification of residency when residency is questionable. This rule amendment proposes to remove the requirement for a redetermination interview and to instead require the FANF recipient to provide verification within 10 calendar days.

6. (b) Brief description of the groups affected:

FANF recipients are affected by the rule.

6. (c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:

<u>Rule</u>	<u>Federal Reg./RSA</u>
He-W 606.11(d)	RSA 167:78, XXIV; RSA 167:79, II & IV(a); 45 CFR 206.10(a)(9)(ii)

7. Contact person for copies and questions including requests to accommodate persons with disabilities:

Name:	Catherine Bernhard	Title:	Rules Coordinator
Address:	Dept. of Health & Human Services Administrative Rules Unit 129 Pleasant Street Concord, NH 03301	Phone #:	271-9374
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TTY/TDD Access: Relay NH 1-800-735-2964 or dial 711 (in NH)

The proposed rules may be viewed and downloaded at:

<http://www.dhhs.nh.gov/oos/aru/comment.htm>

8. Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified: **Thursday, May 19, 2016**

☒ Fax

☒ E-mail

☐ Other format (specify):

9. Public hearing scheduled for:

Date and Time: **Thursday, May 12, 2016 9:30am**

Place: **DHHS, Brown Bldg, Room 288, 129 Pleasant St., Concord, NH 03301**

10. Fiscal Impact Statement (Prepared by Legislative Budget Assistant)

FIS # **16:034** , dated **03/25/16**

1. Comparison of the costs of the proposed rule(s) to the existing rule(s):

When compared to the existing rule, the proposed rule may decrease costs to state citizens to the extent that they receive Financial Assistance to Needy Families (FANF) and will benefit from revised verification requirements.

2. Cite the Federal mandate. Identify the impact of state funds:

No federal mandate, no impact on state funds.

3. Cost and benefits of the proposed rule(s):

A. To State general or State special funds:

None.

B. To State citizens and political subdivisions:

The proposed rule changes the verification requirement for FANF recipients whose residency is questionable. Currently, a redetermination interview is required to be scheduled for FANF recipients to present verification of residence when residency is questionable. The proposed rule removes the requirement for a redetermination interview and instead requires the FANF recipient to provide verification within 10 calendar days. This will result in fewer appointments for this subgroup of state citizens. Additionally, FANF recipients will benefit from only having to provide verification of the questionable information, rather than verification of all eligibility factors. No impact on political subdivisions.

C. To Independently owned businesses:

None.

11. Statement Relative to Part I, Article 28-a of the N.H. Constitution:

The proposed rule modifies an existing program or responsibility, but does not mandate any fees, duties or expenditures on the political subdivisions of the state and therefore does not violate Part I, Article 28-a of the N.H. Constitution.

Amend He-W 606.11(d), effective 11-26-13 (Document #10471), cited and to read as follows:

He-W 606.11 Temporary Absence From N.H.

(d) If residency is still questionable after the evaluation described in (c) above, ~~a redetermination interview shall be scheduled and~~ the individual shall ~~present~~ submit verification of residency to the department of health and human services no later than 10 calendar days from the date on the notice requesting the required verification.

APPENDIX

<u>Rule</u>	<u>Federal Reg./RSA</u>
He-W 606.11(d)	RSA 167:78, XXIV; RSA 167:79, II & IV(a); 45 CFR 206.10(a)(9)(ii)